

Image GP1134

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

Mo-6878/LeA 33,759

In Re Application Of: **von Samson-Himmelstjerna, et al.**

Serial No.
10/030,566

Filing Date
01/07/2002

Examiner
Sheinberg, Monika B.

Group Art Unit
1634

Title: **DNA Coding for Beta-Tubulin and Use Thereof**

Address to:

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e);
- OR**
- ☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(g))

Docket No.
Mo-6878/LeA 33,759

In Re Application: von Samson-Himmelstjerna, et al.

FEB 05 2004

Serial No.

10/030,566

Filing Date

01/07/2002

Examiner

Sheinberg, Monika B.

Group Art Unit

1634

DNA Coding for Beta-Tubulin and Use Thereof

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 02-1441 as described below.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on 02/03/04 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Richard S. Bullitt

Typed or Printed Name of Person Mailing Certificate

*This certificate may only be used if paying by deposit account.

Signature

Dated: February 3, 2004

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: von Samson-
Himmelstjerna, et al.

Examiner: Sheinberg, Monika B.

Serial No.: 10/030,566

Group Art Unit: 1634

Filing Date: January 7, 2002

Atty Docket No.: Mo 6878/LeA 33,759

Title: DNA Coding for β -tubulin
and its Use

Submitted: February 3, 2004

Information Disclosure Statement

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the duty of disclosure, applicant hereby brings the following items to the attention of the Examiner.

- (1) the International Preliminary Examination Report (Form PCT/IPEA/409) and a translation thereof;
- (2) the A3 publication of PCT/EP 00/06104 (the priority document for this application);
- (3) Geary, T. et al., "Three β -Tubulin cDNAs from the Parasitic Nematode Haemoncus Contortus," Molecular and Biochemical Parasitology, 50 (1992) pp. 295-306 (cited in the PCT search reports);
- (4) Elard, L., et al., "Sequences of β -Tubulin cDNA from Benzimidazole-Susceptible and -Resistant Strains of Teladorsagia Circumcincta, a Nematode

Parasite of Small Ruminants," Molecular and Biochemical Parasitology 79
(1996) pp. 249-53 (cited in the PCT search reports); and
(5) PCT Application No. PCT/NL91/00153 to Roos et al. (cited in the PCT search
reports).

The Search Reports are provided for the convenience of the Examiner and are not
intended to constitute an admission that the reports are relevant or that the arguments
presented therein are correct.

Respectfully Submitted,

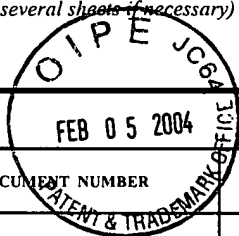
A handwritten signature in black ink, appearing to read "Richard S. Bullitt", with a stylized flourish at the end.

Richard S. Bullitt
Reg. No. 30,733

Bayer HealthCare, LLC
36 Columbia Road
Morristown, NJ 07962

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

Mo-6878//LeA 33759

Application Number

10/030,566

Applicant(s)

von Samson-Himmelstjerna et al.

Filing Date

01/07/2002

Group Art Unit

1634

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		PCT/NL91/00153	08/15/1991	PCT/Netherlands	C12N	15/12		✓

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		Geary, T. et al., "Three Beta-Tubulin cDNAs from the Parasitic Nematode Haemonchus Contortus," Molecular and Biochemical Parasitology, 50 (1992) 295-306
		Elard, L. et al., "Sequences of Beta-Tubulin cDNA from Benzimidazole-Susceptible and -Resistant Strains of Teladorsagia Circumcincta, a Nematode Parasite of Small Ruminants," Molecular and Biochemical Parasitology 79 (1996) 249-53

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.